

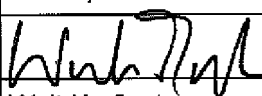
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<h1 style="text-align: center;">TRANSMITTAL FORM</h1> <p style="text-align: center;">(to be used for all correspondence after initial filing)</p>		Application Number	10/775,767-Conf. #8715
		Filing Date	February 10, 2004
		First Named Inventor	Andrew H. Fischer
		Art Unit	1797
		Examiner Name	W. H. Beisner
Total Number of Pages in This Submission		Attorney Docket Number	U0120.70019US00

ENCLOSURES (Check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): <ul style="list-style-type: none"> • REFERENCE • COMMUNICATION RE: IDS OF 11/10/08 AND NOTICE OF IMPROPER RCE OF 12/3/08
<div style="border: 1px solid black; padding: 5px; min-height: 40px;"> Remarks </div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	WOLF, GREENFIELD & SACKS, P.C.		
Signature			
Printed name	Walt Norfleet		
Date	1/9/09	Reg. No.	52,078

Certificate of Electronic Filing Under 37 CFR 1.8

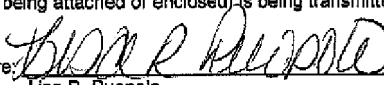
I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated:

1/9/09

Signature:

Lisa R. Puopolo



Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). FEE TRANSMITTAL For FY 2009		Complete if Known	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number	10/775,767-Conf. #8715
		Filing Date	February 10, 2004
		First Named Inventor	Andrew H. Fischer
		Examiner Name	W. H. Beisner
		Art Unit	1797
TOTAL AMOUNT OF PAYMENT		(\$)	180.00
		Attorney Docket No.	U0120.70019US00

METHOD OF PAYMENT (check all that apply)

☐ Check
 ☒ Credit Card
 ☐ Money Order
 ☐ None
 ☐ Other (please identify): _____

☐ Deposit Account
 Deposit Account Number: 23/2825
 Deposit Account Name: Wolf, Greenfield & Sacks, P.C.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below
 ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17
 ☒ Credit any overpayments

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	330	165	540	270	220	110	
Design	220	110	100	50	140	70	
Plant	220	110	330	165	170	85	
Reissue	330	165	540	270	650	325	
Provisional	220	110	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	52	26
Each independent claim over 3 (including Reissues)	220	110
Multiple dependent claims	390	195

Total Claims 75 - 84 or HP =
 Extra Claims x =
 Fee Paid (\$)

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims 4 - 4 or HP =
 Extra Claims x =
 Fee Paid (\$)

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE


If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$270 (\$135 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

- 100 = /50 = (round up to a whole number) x =

4. OTHER FEE(S)

	Fees Paid (\$)
Non-English Specification, \$130 fee (no small entity discount)	
Other (e.g., late filing surcharge): 1806 Submission of an Information Disclosure Statement	180.00

SUBMITTED BY			
Signature		Registration No. (Attorney/Agent)	52,078
Name (Print/Type)	Walt Norfleet	Telephone	617.646.8000
		Date	1/9/09

Certificate of Electronic Filing Under 37 CFR 1.8

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: 1-9-09 Signature: Lisa R. Puopolo Lisa R. Puopolo

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Andrew H. Fischer
Serial No.: 10/775,767
Confirmation No.: 8715
Filed: February 10, 2004
For: METHOD AND APPARATUS FOR PREPARING CELLS FOR
MICROTOME SECTIONING AND ARCHIVING NUCLEIC ACIDS
AND PROTEINS
Examiner: W. H. Beisner
Art Unit: 1797

Certificate of Electronic Filing Under 37 CFR 1.8

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: January 9, 2009

Signature: 

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**COMMUNICATION REGARDING INFORMATION DISCLOSURE STATEMENT OF
NOVEMBER 10, 2008 AND NOTICE OF IMPROPER REQUEST FOR CONTINUED
EXAMINATION OF DECEMBER 3, 2008**

Dear Madam:

Applicant submits herewith a revised copy of the Information Disclosure Statement (IDS) submitted on November 10, 2008, and provides herewith the fee as required under 37 C.F.R. 1.17(p).

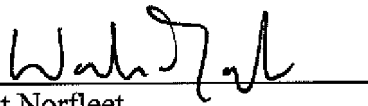
The Information Disclosure Statement submitted on November 10, 2008 was inadvertently accompanied by a Request for Continued Examination under 37 C.F.R. 1.114 (RCE) and without a fee under 37 C.F.R. 1.17(p). The United States Patent and Trademark

Office (USPTO) subsequently issued a Notice of Improper Request for Continued Examination.

Applicant recently discussed this Notice with Wanda D. Mitchell of Technology Center 1700 and was advised that the improper RCE would be ignored by the United States Patent and Trademark Office. Accordingly, Applicant resubmits the IDS with the appropriate fees under 37 C.F.R. 1.17(p), given that the RCE is being ignored by the USPTO, such that the IDS and reference cited therein will be considered by the Examiner.

Dated: 1/9/09

Respectfully submitted,

By 
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Registration No.: 52,078
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